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9 **UNITED STATES DISTRICT COURT FOR THE**
10 **EASTERN DISTRICT OF CALIFORNIA**

11 UNITED STATES, *ex rel.*, ROBERT A.)
CERVANTES,)

12)
13 Plaintiffs,)

14 v.)

15 DELAINE EASTIN, individually and as)
Superintendent of Public Instruction;)
16 CALIFORNIA DEPARTMENT OF)
EDUCATION, a department of the State of)
17 California; and COLEGIO DE AMNISTIA,)
INC., a California Corporation,)

18 Defendants.)
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CASE NO. 1:97-cv-05248 REC-SMS

**STIPULATION REVISING SCHEDULE
AND ORDER THEREON**

20 Plaintiff, Robert A. Cervantes, by and through his attorney of record, Brian C. Leighton, and
21 Defendants, Delaine Eastin and California Department of Education, by and through their attorney of
22 record, David Cheit, stipulate and agree as follows:

23 Due to the unavailability of Plaintiff's co-counsel, Donald Lescoulie, who has been lead counsel
24 in this case, the parties agree and stipulate to continue the Pretrial and Trial dates reflected in the Minute
25 Order entered by this Court on June 21, 2005 as follows:
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Event	Original Date	Revised Date
Pretrial Conference	November 10, 2005 @ 2:00 p.m. Courtroom 4	April 13, 2006 @ 2:00 p.m. Courtroom 4
Jury Trial	January 18, 2006 @ 9:00 a.m. Courtroom One	June 6, 2006 @ 9:00 a.m. Courtroom One

DATED: November 15, 2005

Respectfully Submitted

/S/ BRIAN C. LEIGHTON

BRIAN C. LEIGHTON, Attorney for
Plaintiff Robert A. Cervantes

DATED: November 15, 2005

STEVENS & O'CONNELL

/S/ DAVID A. CHEIT

DAVID A. CHEIT, Attorney for
Defendants, California Department of
Education and Delaine Eastin

IT IS SO ORDERED.

Dated: November 17, 2005
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/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE